

6 | Attorneys for Trans' -Global LLC, a California limited liability company

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

10 TRANS'-GLOBAL LLC, a California limited
liability company,

Case No. C13-2149 WHO

Plaintiff,

VS.

14 LIA DETOMASI; MARIO P. DETOMASI; LORI
15 THORNTON; JEFFREY DONATI; DANIEL
16 DONATI; MARCIA M. MELNIKOFF;
17 LAWRENCE BERTOLUCCI; LIA DETOMASI
18 as trustee of THE BERTHA A. DONATI TRUST
19 FBO MARC DONATI; LIA DETOMASI and
20 MARIO P. DETOMASI as trustees of THE
21 DETOMASI FAMILY TRUST u/a/d June 28,
22 2005; LORI THORNTON and LIA DETOMASI,
23 as trustees of THE BERTHA DONATI TRUST
24 u/a/d September 30, 1996; MARC DONATI and
25 VICKIE DONATI, as trustees of THE BERTHA
A. DONATI TRUST; PAUL DONATI, ELISA M.
DONATI KLUNIS and STEVE DONATI, as
trustees of THE JULIO A. DONATI FAMILY
TRUST u/a/d June 21, 2002; MARCIA M.
MELNIKOFF as trustee of the TESTAMENTARY
TRUST UNDER THE WILL OF JOSEPHINE
BERTOLUCCI; MARCIA M. MELNIKOFF and
LAWRENCE BERTOLUCCI as trustees of THE
LAWRENCE R. BERTOLUCCI REVOCABLE
LIVING TRUST dated June 6, 2007; KI MOON
HONG; MYUNG S. HONG; SEO OK OH; SOOK
OH, SUN YE OH, SUMI KIMURA, GEORGE
KIMURA and DOES 1-25, inclusive.

**STIPULATION TO CONTINUE CASE
MANAGEMENT CONFERENCE AND
ORDER; STIPULATION FOR
ELECTRONIC SERVICE OF
DISCOVERY**

Honorable William H. Orrick

Defendants.

27
28 AND ALL RELATED CROSS-CLAIMS and
COUNTER-CLAIMS

1 IT IS HEREBY STIPULATED by and between the parties through their respective
2 counsel that the Case Management Conference currently scheduled for October 15, 2013 at 2 p.m.
3 in Courtroom 2 of this Court may be continued with the Court's approval until a time after January
4 15, 2014 that is convenient to the Court. The continuance is requested pursuant to Local Rule 6-1
5 (b) because the parties (with the exception of the Hong defendants) wish to further investigate the
6 status of potential insurance policies for the property and businesses at the property, in advance of
7 a case management conference. Defendant parties, furthermore, wish to wait for results of
8 environmental investigations being carried out by plaintiff, so that the parties would have a better
9 estimate of the total investigation and remediation costs associated with the contamination at the
10 property. Additionally, one dry cleaner operator has been named as a cross-defendant, but not yet
11 served, and the most-recent dry cleaner operators have been served, but have not responded in the
12 action.

13 The parties have agreed that the proposed continuance of the Case Management
14 Conference is contingent upon the parties exchanging Federal Rule of Civil Procedure 26(a)(1)
15 Initial Disclosures on October 1, 2013.

16 It is, therefore, respectfully requested that the Court order this matter to be continued until
17 after January 15, 2014.

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1 The parties further stipulate and consent that all discovery in this matter is to be served by
2 electronic mail pursuant to Federal Rule of Civil Procedure 5 (b)(E).

3
4 DATED: October 1, 2013

WENDEL, ROSEN, BLACK & DEAN LLP

5
6 By: /s/ Greggory C. Brandt

7 Greggory C. Brandt
8 Attorneys for Trans'-Global LLC, a California
9 limited liability company

10 DATED: October 1, 2013

ANDERLINI & EMERICK

11
12 By: /s/ C. Chris Anderson

13 C. Chris Anderson
14 Attorneys for Steven Donati, Paul Donati, Elisa
15 Donati Kunis and Marcia Melnikoff

16 DATED: October 1, 2013

BOWLES & Verna

17
18 By: /s/ Ethan K. Friedman

19 Ethan K. Friedman
20 Attorneys for Lia DeTomasi, Mario DeTomasi,
21 Lori Thornton and Daniel Donati

22 DATED: October 1, 2013

BERLINER COHEN

23
24 By: /s/ Ralph Swanson

25 Ralph Swanson
26 Attorneys for Sumi Kimura

1 DATED: October 1, 2013

HUNSUCKER GOODSTEIN PC

3 By: /s/ Maureen Hodson

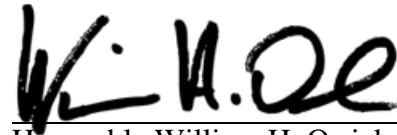
4 Maureen Hodson

5 Attorneys for Ki Moon Hong and Myung S. Hong

8 **ORDER**

9 PURSUANT TO STIPULATION, IT IS SO ORDERED:

10 The court having reviewed the parties' Stipulation and good cause appearing, that the Case
11 Management Conference in this matter currently scheduled for October 15, 2013 be continued
12 until January 21, 2014 at 2:00 p.m.

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14
15 Honorable William H. Orrick
16 Judge of the Superior Court

1 **Declaration of Beth B. Koh in Support of Stipulated Request for Order Changing Time**
 2 **[L.R. 6-2]**

3 I, Beth B. Koh, declare:

4 1. I am an attorney at law duly licensed to practice before all of the courts of the State
 5 of California and this Court, and I am an associate with the law firm of Wendel, Rosen, Black &
 6 Dean LLP, counsel of record for plaintiff Trans'-Global LLC in this matter. I have personal
 7 knowledge of the matters set forth herein and if called upon could testify competently concerning
 8 them.

9 2. The parties request a continuance of the Case Management Conference in this
 10 matter because the parties (with the exception of the Hong defendants) wish to further investigate
 11 the status of potential insurance policies for the property and businesses at the property, in advance
 12 of a case management conference. Defendant parties, furthermore, wish to wait for results of
 13 environmental investigations being carried out by plaintiff, so that the parties would have a better
 14 estimate of the total investigation and remediation costs associated with the contamination at the
 15 property. Additionally, one dry cleaner operator has been named as a cross-defendant, but not yet
 16 served, and the most-recent dry cleaner operators have been served, but have not responded in the
 17 action.

18 3. No previous time modifications have occurred in this case, either by stipulation or
 19 Court order.

20 4. The requested time modification would delay the Case Management Conference by
 21 three months or longer, but would give parties time to investigate matters potentially related to
 22 alternative dispute resolution.

23 I declare under penalty of perjury under the laws of the State of California that the
 24 foregoing is true and correct.

25 Executed this 1st day of October, 2013 in Oakland, California.

27 _____
 28 /s/ Beth B. Koh
 Beth B. Koh